
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Zito Media, L.P.)	File No. EB-11-KC-0083
Antenna Structure Owner)	
ASR # 1063009)	NOV No. V201132560001
Strong City, KS)	
)	
)	

NOTICE OF VIOLATION

Released: September 30, 2011

By the District Director, Kansas City Office, South Central Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules¹ to Zito Media, L.P., owner of antenna structure # 1063009 in Strong City, KS.
2. On September 14, 2011, an agent of the Commission's Kansas City Office inspected antenna structure # 1063009 located northeast of Chase Street and Highway 50, Strong City, KS and observed the following violation(s):
 - a. 47 C.F.R. § 17.50: "Antenna structures requiring painting under this part shall be cleaned or repainted as often as necessary to maintain good visibility." At the time of inspection, the paint on this structure was faded and its visibility to aircraft was reduced.
 - b. 47 C.F.R. § 17.57: "The owner must also immediately notify the Commission using FCC Form 854 upon any change in structure height or change in ownership information." At the time of the inspection, the ownership information listed in the ASR database was incorrect.
 - c. 47 C.F.R. § 17.4: "The Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure. Materials used to display the Antenna Structure Registration Number must be weather-resistant and of sufficient size to be easily seen at the base of the antenna structure." At the time of the inspection, the ASR number posted at the base of the tower was severely faded and not clearly visible from

¹47 C.F.R. § 1.89.

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the base of the structure. In addition, the signage was not visible from the nearest access gate located approximately 0.3 miles away.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Zito Media, L.P., must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the tower owner. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Kansas City Office
520 NE Colbern Road
2nd Floor
Lee's Summit, MO 64086

4. This Notice shall be sent to Zito Media, L.P. at its address of record.
5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Ronald D. Ramage
District Director
Kansas City District Office
South Central Region
Enforcement Bureau

²47 U.S.C. § 308(b).

³P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴18 U.S.C. § 1001 *et seq.*